S.B. CR.MISC.BAIL APPLICATION NO.1991/2007.
Dalla
Vs.
State
Date of order : 12/4/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri M.K. Kaushik for the petitioner.
Shri S.N. Gupta P.P. for the State.
Shri Jai Raj Tantia for the complainant.

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Heard learned counsel for the petitioner, learned Public Prosecutor for the State and considered the materials placed on record.

Learned counsel for the petitioner submits that Parasram who also claims to be the husband of prosecutrix Mst.Kishto alias Kitto had filed a habeas corpus petition before the Division Bench of this Court in which statement of the prosecution was recorded on 11/4/2007. The prosecutrix in her statements has acknowledged accused-petitioner Dalla as her husband and has stated that she had been living with Dalla for past 15 years as his wife and expressed desire to live with him.

Learned Public Prosecutor has opposed the bail application.

Without expressing any opinion on the merits of this case but in the light of the aforesaid fact, I deem it appropriate to enlarge the petitioner on bail during the pendency of trial.

In the result, this bail application u/S.439 Cr.P.C. is allowed and it is directed that petitioner Dalla S/o Madan shall be released on bail in F.I.R. No.104/2007 P.S. Deeg, Distt.Bharatpur subject to his furnishing a personal bond in the sum of Rs.20,000/- together with two sureties in the sum of Rs.10,000/- each to the satisfaction of the trial Court for his appearance before that court on all dates of hearing until conclusion of the trial.

(MOHAMMAD RAFIQ), J.

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